

**THE RURAL MUNICIPALITY OF STE. ANNE**  
**Council Meeting**  
**Wednesday, January 11, 2012 @ 9:00 am**  
**AGENDA**

- 1. CALL TO ORDER**
- 2. AGENDA**
- 3. MINUTES**  
December 14, 2011
- 4. FINANCES**  
\*\*\*\* 4.1 Cheque Listing  
4.2 Financial Statements for Dec. 31, 2011 (incomplete)
- 5. HEARINGS**  
9:10 am a) Lisa Nault RE: CU #10-11  
b) Ruby McDonald RE: VO #15-11  
c) Lanouette/Jolicoeur RE: RD #03-11
- 6. DELEGATIONS**  
9:15 am Frank Bachinski RE: Fire Coverage
- 7. CONSENT AGENDA**  
7.1 AMM RE: Dec. 2011 / Jan. 2012 News Bulletin  
7.2 MIT RE: EMO Review 2011/2012 Preparation  
7.3 PrairieMobile Com. RE: Fire Dept - 2-way Radio Service  
7.4 MIT RE: 2012 Grant-In-Aid Program  
7.5 RRBC RE: Annual General Mtg  
7.6 MIT RE: Hwy Traffic Board Permit  
7.7 AMM RE: Public Engagement Workshop 2012  
7.8 Gov't of Canada RE: 2012-2013 Federal Budget  
7.9 MB Healthy Living, Youth & Seniors RE: Premier's Volunteer Serv. Award  
7.10 MB Hydro RE: Dec. 2011 News Release  
7.11 Eastman Tourism RE: Open House Invitation  
7.12 RM Recycling RE: 2011/2012 Recycling Info  
7.13 MB Agriculture, Food & Rural Initiatives RE: EMESP Decision  
7.14 Seine River School Division RE: Municipal Meeting Invite  
7.15 Tree Canada RE: Edible Tree Planting Program  
7.16 MMAA RE: MB Land Surveyor Presentation  
7.17 AMM RE: MB Planning Conference  
7.18 LUD of Richer RE: January 4, 2012 Draft Minutes  
7.19 CCCD RE: January 16, 2012 Mtg  
7.20 RM of Tache RE: January 18, 2012 Mtg
- 8. UNFINISHED BUSINESS**  
8.1 EMO RE: 2011 RM Flood Submission  
8.2 DataLink Mapping Technologies RE: GIS Software Proposal  
8.3 Bréanne Brunel RE: Grant Request  
8.4 F & C Demontigny RE: S/D Proposal File #4175-2011-5360  
8.5 R & L Jolicoeur RE: S/D Proposal File #4175-2011-5344  
8.6 RM Animal Control Officer RE: Conditions of Appointment  
8.7 Lynn Vincent RE: Building Permit/Variation Order
- 9. NEW BUSINESS**  
9.1 Permits RE: Permit #138 & 139/11  
9.2 George & Tweed Law Corp RE: Discharge Caveat Request  
9.3 Board of Revision RE: Appoint Board & Date  
9.4 Tax Sale RE: Designate Year & Date  
9.5 Ste. Anne Library RE: Grant Request  
9.6 L & N Gauthier RE: Cancel 2011 Taxes  
9.7 MB Hydro RE: New Underground Line Procedure  
9.8 Bryan Benson RE: Home Occupation Request  
9.9 RM Year End Surplus RE: Resolution to Transfer  
9.10 Direct Deposit RE: Resolution for On-Line Banking  
9.11 MB Hydro RE: Easement Agreement  
9.12 David & Nancy Goertzen RE: S/D File #4175-2011-5411  
\*\*\*\* 9.13 GFD/RFD RE: December 2011 Report/Fire Calls
- 10. BY-LAWS**  
10.1 Animal Control By-Law Review
- 11. PUBLIC WORKS – CHAIR REPORT**

**12. COMMITTEE REPORTS**

**13. NOTICE OF MOTION / PETITION**

**14. IN CAMERA**

14.1

14.2

14.3

\*\*\*\* 14.4

**15. ADJOURNMENT**

THE RURAL MUNICIPALITY OF STE. ANNE

January 11, 2012

Minutes of the regular meeting of The Rural Municipality of Ste. Anne held in the Council Chambers in the Town of Ste. Anne on January 11, 2012.

Reeve Art Bergmann called the meeting to order at 9:00 am with the following members of council present: Councillors Renald Courcelles, Jake Reimer, Paul Saindon, Daniel Brunel, Roger Massicotte, Laurie Evans. Also present was the CAO, Loni Eskildsen.

Council opened the meeting with the Lord's Prayer.

ADOPTION OF AGENDA

1-12 Courcelles - Reimer

BE IT RESOLVED that the agenda for the regular meeting of January 11, 2012 be accepted as circulated.

Carried.

MINUTES

2-12 Saindon - Evans

BE IT RESOLVED that the minutes of the meeting held December 14, 2011 be adopted as circulated.

Carried.

FINANCE

Accounts

3-12 Courcelles - Saindon

BE IT RESOLVED that the following 2011 cheques, numbered 20111324 to 20120012, in the amount of \$80,615.95 be approved for payment.

Carried.

4-11 Brunel - Saindon

BE IT RESOLVED that the following 2012 cheques, numbered 20120013 to 20120022, in the amount of \$8,182.18 be approved for payment.

Carried.

HEARING(s)

Reeve Bergmann declared that the meeting recess to go into Hearings at 9:10 am.

CU #10-11 – Main/Nault

Reeve Bergmann declared the hearing open. A Public Hearing was conducted in accordance with Section 169 of the Planning Act.

Owner/Applicant: Jerry & Linda Main/Lisa Nault  
Location: SW 28-8-8E; Lot 9 Plan 16855  
Purpose: To allow a Mobile Home to be moved onto site  
Zoned: Rural Residential 5 Zone "RR5"  
Representation: The owner, Mr. Jerry Main spoke in favor of the application.  
No written representations were made for or against this proposal.

Reeve Bergmann asked if there were any questions or comments. As there were none the hearing was closed.

VO #15-11 – R. McDonald

Reeve Bergmann declared the hearing open. A Public Hearing was conducted in accordance with Section 94 of the Planning Act.

Owner/Applicant: Ruby McDonald  
Subdivision File #4175-2011-5364  
Location: SE 28-7-7E  
Purpose: To vary the minimum site area requirement from 40 acres to approximately 16.68 acres, as a condition of subdivision approval.  
Zoned: Rural Mixed "RM"  
Representation: No written or verbal representations were made for or against this proposal.

Reeve Bergmann asked if there were any questions or comments. As there were none the hearing was closed.

**RD #03-11 – Lanouette/Jolicoeur**

Reeve Bergmann declared the hearing open. A Public Hearing was conducted in accordance with Section 125(2) of the Planning Act.

- Owner(s): JP Lanouette & M. Jolicoeur / L. Lanouette  
File #4175-2008-4726, in Pt SW 4-7-7E
- Purpose: The creating of a new public road, to be named "Country Roots Lane" for a proposed subdivision.
- Zoned: Rural Residential "RR"
- Representation: Questions for clarification were asked of council by two (2) ratepayers.  
No written representations were made for or against this proposal.

Reeve Bergmann asked if there were any questions or comments. As there were none the hearing was closed.

Reeve Bergmann reconvened to regular meeting at 9:25 am.

**DELEGATION(s)**

9:25 am Mr. Frank Bachinski made a presentation to council regarding fire coverage for the most south-easterly area of the Municipality. He also presented a petition to council, for their consideration.

Council recessed at 9:57 am and reconvened at 10:15 am.

**CONSENT AGENDA****5-12 Courcelles – Brunel**

BE IT RESOLVED that the consent agenda consisting of 20 items be adopted as circulated.

**Carried.**

**UNFINISHED BUSINESS**

**MB EMO Disaster Financial Assistance Program Info** – Received as Information.

**DataLink Mapping Technologies****6-12 Brunel – Courcelles**

WHEREAS Mr. Peter Williams did attend the December 14, 2011 council meeting as a Delegation regarding MapInfo software and GIS Technology, beneficial for municipal purposes;

AND WHEREAS a quote was received on January 3, 2012, outlining the cost for preparation, installation and training municipal employees on the GIS software;

BE IT RESOLVED that council accepts the quote of \$8,990.00 plus taxes (if applicable), plus future annual costs of \$500.00 per year to maintain and update the system as per January 3, 2012 quote;

BE IT FURTHER RESOLVED that the CAO be instructed to proceed with the purchase, abiding by the terms and conditions outlined in the quote.

**Carried.**

**Grant****7-12 Reimer – Evans**

WHEREAS Ms. Bréanne Brunel did appear as a Delegation at the December 14, 2011 council meeting, regarding support for a Humanitarian Project, between École Pointe-des-Chênes and the organization Amigos de Luis, offering students a volunteer work experience in the Dominican Republic, planned in late Spring 2012;

BE IT RESOLVED that the Municipality grant \$250.00 towards the Humanitarian Project to purchase supplies, with the cheque payable to L.U.I.S.

**Carried.**

**Pt NE 30-8-8E (Demontigny)****8-12 Saindon - Courcelles**

BE IT RESOLVED that council approve the proposed 2 (two) lot subdivision identified as File #4175-2011-5360 in Pt NE 30-8-8E, on the following conditions:

- a) That the applicant obtain a Plan of Subdivision and a Building Location Certificate, prepared by a Manitoba Land Surveyor, illustrating all buildings and / or structures, and on-site wastewater management systems on the affected land in relation to the proposed property lines;
- b) That the applicant obtain any necessary variations as a result of the Building Location Certificate, if existing buildings do not meet the municipality's zoning set-back requirements; and

- c) That a contribution of \$750.00 per newly created parcel be paid to the Municipality for municipal purposes.

**Carried.**

**Pt SE 35-8-7E (R & L Jolicoeur)**

**9-12 Brunel - Saindon**

BE IT RESOLVED that council approve the proposed 2 (two) lot subdivision identified as File #4175-2011-5344 in Pt SE 35-8-7E on the following conditions:

- a) That the applicant obtain a Plan of Subdivision and a Building Location Certificate, prepared by a Manitoba Land Surveyor, illustrating all buildings and / or structures, and on-site wastewater management systems on the affected land in relation to the proposed property lines;
- b) That the applicant obtain any necessary variations as a result of the Building Location Certificate, if existing buildings do not meet the municipality's zoning set-back requirements; and
- c) That a contribution of \$750.00 per newly created parcel be paid to the Municipality for municipal purposes.

**Carried.**

**Animal Control Officer**

**10-12 Courcelles - Brunel**

BE IT RESOLVED that Gerald Kochie be appointed as the Animal Control Officer for the Municipality and the LUD of Richer, effective January 1, 2012;

BE IT FURTHER RESOLVED that the following remuneration and conditions apply:

- a) That a monthly retainer fee of \$300.00 will be paid to the Animal Control Officer, once the monthly invoice is received;
- b) That the Municipality will pay \$50.00 per dog pick-up to the Animal Control Officer;
- c) That the Municipality will pay mileage to the Animal Control Officer at a rate set by council resolution;
- d) That the Municipality will pay \$15.00 per day, to a maximum of \$45.00, for room and board of the stray dog, to the Animal Control Officer;
- e) That a redemption fee of \$20.00 per day to a maximum of \$60.00 be collected from the dog owner, and paid to the Animal Control Officer, who will remit the same to the Municipality;
- f) That the Animal Control Officer is responsible for the disposal of any non-redeemed dogs;
- g) That the Animal Control Officer is to submit a monthly report to council at the end of every month, regardless of activity in order to be paid the retainer fee, as indicated in (a);
- h) That any decaling, identification or other supplies/markings paid for by the Municipality, are the property of the Municipality and will be returned at the time of termination of services;
- i) That this appointment may be terminated by either party by giving 3 (three) months notice.

**Carried.**

**Lynn Vincent** – Moved to "In Camera".

Council recessed for lunch at noon.

Reeve Bergmann was interviewed by CBC Radio Canada after council returned from lunch, but before the meeting reconvened at 1:07 pm.

Reeve Bergmann informed council that CBC Radio Canada wished to record (audio and visual) the council meeting. He then proceeded to open the floor for discussion by council members to decide on how to proceed with the issue of fire coverage for the most south easterly portion of the Municipality.

**RMLaB Fire Agreement**

**11-12 Courcelles - Saindon**

WHEREAS the Municipality was unable to secure an agreement for fire coverage for an area previously serviced by the La Broquerie Volunteer Fire Department, as per Resolution #641-11, passed at the December 14, 2011 regular council meeting;

BE IT RESOLVED that the Council of the RM of Ste. Anne wishes to open negotiations with the Council of the RM of La Broquerie, to re-establish fire coverage for the area previously held by the La Broquerie Volunteer Fire Department, to be resolved by March 30, 2012.

Councillor Renald Courcelles requested a recorded vote:

For: Unanimous

**Carried.**

Council recessed at 1:25 pm so that the CAO could make arrangements to fax the above resolution to the RM of La Broquerie Office. The RM of La Broquerie had already adjourned their meeting, therefore the fax was not sent. Council reconvened at 1:40 pm to regular meeting.

#### NEW BUSINESS

##### Permits

##### 12-12 Saindon - Brunel

BE IT RESOLVED that the 2011 Building Permit No's 138 and 139-2011 be hereby approved as presented to council, as per Zoning By-Law No. 10-2010 (as amended), subject to the requirements of the Plan Review.

Carried.

##### Caveat Discharge

##### 13-12 Courcelles - Saindon

WHEREAS a request has been made by the George & Tweed Law Corporation to discharge Development Agreement Caveat No. 84-2625, on Lot 6, Block 3, Plan 15281 in the NW 16-8-8E;

BE IT RESOLVED that the Municipality agrees to discharge the caveat and that the law firm of George & Tweed prepare the necessary "Withdrawal of Caveat" for execution, submitting the same to the municipality for signature, at no cost to the municipality.

Carried.

##### Appt B of R Members

##### 14-12 Courcelles - Evans

BE IT RESOLVED that all members of council be appointed as members of the Board of Revision for the year 2012;

BE IT FURTHER RESOLVED that the Reeve is appointed as Chairman and the Chief Administrative Officer is appointed as secretary of the Board of Revision.

Carried.

##### Date of B of R

##### 15-12 Courcelles - Evans

BE IT RESOLVED that the Board of Revision be held on November 20, 2012 @ 6:30pm, with the last date of appeal set on November 5, 2012.

Carried.

##### 2012 Tax Sale

##### 16-12 Saindon - Massicotte

WHEREAS Section 365(2) of The Municipal Act provides that Council may in any year designate the immediately preceding year, or any earlier year, as the year for which properties, the taxes in respect of which are in arrears for the year, must be offered for sale by auction to recover the tax arrears and costs,

BE IT RESOLVED that the Designated Year for which properties in arrears be offered for sale by auction, be 2011 (meaning all properties with outstanding taxes from the year 2010 or prior); and

BE IT FURTHER RESOLVED that in accordance with s. 363 (1) of the Municipal Act, "costs" shall be the actual costs incurred for each parcel listed for the 2012 tax sale plus administration fees of \$50.00 as set forth in Manitoba Regulation 50/97; and

BE IT FURTHER RESOLVED that the 2012 tax sale be held on October 18<sup>th</sup>, 2012 at 9:00 am, at the Rural Municipality of Ste. Anne council chambers.

Carried.

##### TSA Library

##### 17-12 Evans - Courcelles

WHEREAS the Bibliothèque Ste-Anne Library applies for funding through the Canada Summer Job Program, to hire a student to assist the Librarian in the summer months;

AND WHEREAS the Library has been unsuccessful in securing funding in 2009 and 2011;

BE IT RESOLVED that the Municipality support the hiring of a student to assist the Librarian with a grant in the amount of \$1,000.00 for the year 2012.

Carried.

##### Cancel Tax

##### 18-12 Brunel - Saindon

BE IT RESOLVED that council accepts the owner's request to cancel taxes, in documentation dated December 22, 2011, for Roll #133208, and authorizes the CAO to prepare the necessary 2010 and 2011 Cancelled Tax Notice as presented.

Carried.

**Manitoba Hydro – Received as Information.****Home Based Business Request****19-12 Saindon - Brunel**

WHEREAS the property owner of Roll #50326, Lot 3 Plan 44927, located in the LUD of Richer did request permission to set up a Tow Truck operation in the Town of Richer;

BE IT RESOLVED that the property is zoned Agriculture Limited "AL", and as such the type of business proposed by the owner does not qualify as a "Home Occupation";

BE IT FURTHER RESOLVED that the request for a Tow Truck operation is hereby denied.

**Carried.**

**2011 YE Surplus****20-12 Evans - Reimer**

BE IT RESOLVED that in the event of a 2011 year end surplus, the CAO is hereby authorized to retain \$40,000.00 in the General Operating Fund, increase the Nominal Surplus as per Regulation 49/97, and transfer any remaining balance of the year end surplus to the General Reserve.

**Carried.**

**Direct Deposits – Received as Information.****MB Hydro****21-12 Courcelles - Reimer**

WHEREAS Manitoba Hydro is in the process of securing easement agreements for a new 66KV hydro line to be built from the Richer Substation, passing through the RM's of La Broquerie, Ste. Anne and Hanover as an upgrade in the area for distribution services;

BE IT RESOLVED that the Reeve and CAO be authorized to sign and seal the MB Hydro proposal for an easement on Lot 5, Plan 45684 in the NW 21-7-8E for the placement of a guywire and anchor, identified by File # 2011-0745.

**Carried.**

**S/D F #4175-2011-5411 (Goertzen)****22-12 Brunel - Massicotte**

WHEREAS the council of the RM of Ste. Anne did agree to consider a one (1) lot subdivision as per Resolution #559-11 in Pt NW 25-8-7E;

BE IT RESOLVED that council approved the application to subdivide, identified by File #4175-2011-5411, on the following conditions:

- a) That the applicant obtain a Plan of Subdivision and Building Location Certificate, prepared by a Manitoba Land Surveyor, illustrating all buildings and / or structures, and on-site wastewater management systems on the affected land in relation to the proposed property lines;
- b) That the applicant obtain a variation on the minimum site area and width for the residual portion of the proposed subdivision;
- c) That a contribution of \$750.00 per newly created parcel be paid to the Municipality for municipal purposes.

**Carried.**

**RFD/GFD Fire Calls****23-12 Brunel - Reimer**

BE IT RESOLVED that the Richer and Giroux Volunteer Fire Department fire call reports for the month of November 2011 and December 2011 be accepted as presented;

BE IT FURTHER RESOLVED that the December 2011 Richer Fire Chief's Report be accepted as presented.

**Carried.**

**BY-LAW(s)****Animal Control By-Law****24-12 Saindon - Brunel**

BE IT RESOLVED that By-Law No. 1-2012, being a by-law to establish regulations for the control of Dogs and other animals in the Municipality be given 1<sup>st</sup> reading.

**Carried.**

**COMMITTEE REPORTS**

Chairman of the Transportation Committee gave council an update on the following:

- No brush cutting being done by contractor due to injury
- Removal of stones in ditches located in Ward 6
- Traffic signs set up in Ward 6 may have to be relocated as they are placed incorrectly
- Resident farmers are farming up to the municipal road and destroying municipal ditches

Chairman of the Protective Services Committee had nothing to report.

Chairman of the Personnel and Policy Committee had nothing to report.

**In Camera****25-12 Courcelles - Reimer**

BE IT RESOLVED that this meeting recess to go in camera to discuss personnel and legal issues and that all matters shall remain confidential until a report is made public.

Carried.

**Out of Camera****26-12 Courcelles - Massicotte**

BE IT RESOLVED that this meeting reconvene into regular session.

Carried.

**B/L Enf Report****27-12 Courcelles - Reimer**

BE IT RESOLVED that the detailed December 30, 2011 By-Law Enforcement report be accepted as submitted by Steinbach Security Services Inc.;

BE IT FURTHER RESOLVED that the Protective Services Committee Chair be authorized to provide council's instructions to the By-Law Enforcement Officer based on the report.

Carried.

Councillor Dan Brunel left the meeting at 3:45 pm.

**CU #10-11 (Main/Nault)****28-12 Saindon - Courcelles**

WHEREAS a Public Hearing was held for Conditional Use Order #10-11 to allow a previously occupied Mobile Home by the owner, to be moved onto land identified as Lot 9 Plan 16855 in Pt SW 28-8-8E, in an area zoned Rural Residential 5 "RR5";

BE IT RESOLVED that the decision for CU #10-11 be held in abeyance, until the application to subdivide has been received from the Steinbach Planning Branch.

Carried.

**VO#15-11 (McDonald)****29-12 Courcelles - Reimer**

WHEREAS a Public Hearing was held for Variation Order #15-11 to vary the minimum site area requirements from 40 acres to approximately 16.68 acres, as a condition of Subdivision File #4175-2011-5229 approval, in an area zoned Rural Mixed "RM" and identified as Pt SE 28-7-7E;

BE IT RESOLVED that VO #15-11 be hereby approved.

Carried.

**RD# 03-11 (Lanouette/Jolicoeur)****30-12 Courcelles - Evans**

WHEREAS a Public Hearing was held to consider an application for Road Order #03-11, to create a new Public Road;

BE IT RESOLVED that Road Order #03-11 be hereby approved, on the following conditions:

1. That the municipal road allowance for the proposed public road be 66 feet wide;
2. That the Public Road be built to municipal specs;
3. That the Public Road be called "Country Roots Lane"; and
4. That these conditions of approval for the Public Road be included in the proposed Development Agreement of the proposed subdivision, File #4715-2008-4726.

Carried.

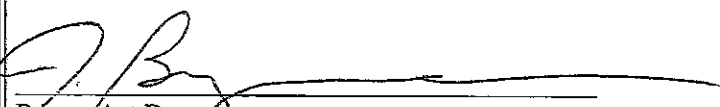
**ADJOURNMENT****31-12 Courcelles - Massicotte**

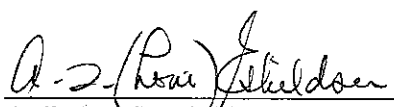
BE IT RESOLVED that the regular meeting be adjourned at 4:15 pm.

Carried.

**NEXT MEETINGS**

Evening Council Meeting – January 25, 2012 @ 6:30 pm.

  
 Reeve Art Bergmann  
 Reeve  
 RM of Ste. Anne

  
 A. T. (Lotti) Eskildsen, CMMA  
 CAO  
 RM of Ste. Anne